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BETTER HOMES REALTY, INC.

UNITED STATES DISTRICT COURT
NORTHER DISTRICT OF CALIFORNIA

BETTER HOMES REALTY, INC.,

Plaintiff,

v.

LAWRENCE VECCHIO, JOSEPH
SHERIDAN, VICTOR GIAMANCO,
ANTHONY ROCCHINO, WILLIAM
ZELTMAN III, MIKE FRUSCI, BARBARA
ADAMS, BARBARA SHIRVANIAN
WOODIE, RONNIE GLOMB V.R.I. REALTY,
L.L.C., WEB REALTY MARKETING, INC.
and DOES 1 – 50,

Defendants.

CASE NO.: 3:15-cv-03089-YGR

**STIPULATED FINAL JUDGMENT AND
~~PROPOSED~~ ORDER FOR PERMANENT
INJUNCTION AND OTHER EQUITABLE
RELIEF; DISMISSAL WITH PREJUDICE
OF REMAINING CLAIMS**

AS MODIFIED BY THE COURT

WHEREAS, plaintiff filed the above action on or about July 2, 2015;

WHEREAS, the parties having entered into a Settlement Agreement which provides, among other things, for a stipulated final judgment and order for permanent injunction and other equitable relief, and for a dismissal of all other remaining claims and causes of action, with prejudice (“Order”);

NOW, THEREFORE, plaintiff and defendants Lawrence Vecchio (“Vecchio”), Joseph Sheridan (“Sheridan”), Victor Giamanco (“Giamonco”) and V.R.I. Realty, L.L.C. (“VRI”), having requested the court to enter this Order, and the court having considered the Order reached by the parties, IT IS HEREBY ORDERED, ADJUDGED AND DECREED AS FOLLOWS:

LAW OFFICES OF
GEARY,
SHEA,
O'DONNELL
GRATTAN
MITCHELL
P.C.

ORDER

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3 1. IT IS ORDERED that Vecchio, Sheridan, Giamanco and VRI and their agents,
4 officers, employees, representatives, successors, assigns, attorneys, franchisees, sub-franchisees,
5 related entities and any persons or entities acting for, with, by, through or under control of or
6 authority from defendants, and each of them, are permanently enjoined from:

7 (a) Using the Better Homes Realty trademark or any colorable imitation thereof;
8 and

9 (b) Using any trademark, business name or domain name that imitates, mimics
10 or is confusingly similar to or in any way similar to the Better Homes Realty trademark or in any
11 way makes use of the name Better Homes where that is likely to cause confusions, mistake,
12 deception or public misunderstanding as to the origin of BHR services or their connectedness to
13 defendants.

14 2. The Court shall retain jurisdiction of the action and the parties thereto for purposes
15 of construction and enforcement of this Order for a period of one year from the date of this Order.

16 3. Any and all other claims or causes of action against Vecchio, Sheridan, Giamonco
17 and VRI, as set forth in the above entitled action, as well as all claims and causes of action against
18 all other named defendants are hereby dismissed, with prejudice.

19 4. The Court orders the administrative closure of this case. A party may reopen the
20 case for enforcement of the injunctive relief or the settlement agreement entered into by and
21 between the parties for a period of one year from the date of this Order.

22 This Order terminates Docket Number 44.

23 SO ORDERED, this 22nd day of March, 2016.

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26 HONORABLE YVONNE GONZALEZ ROGERS
27 United States District Court Judge
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LAW OFFICES OF
GEARY,
SHEA,
O'DONNELI
GRATTAN
MITCHELL
P.C.

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2 STIPULATED AND AGREED:

3 DATED:

4 GEARY, SHEA, O'DONNELL, GRATTAN &
5 MITCHELL, P.C.

6 By _____
7 STEVEN C. MITCHELL
8 Attorneys for Plaintiff
9 BETTER HOMES REALTY, INC.

10 DATED:

11 GCA LAW PARTNERS LLP

12 By _____
13 E. DAVID MARKS
14 Attorneys for Defendants
15 LAWRENCE VECCHIO, VICTOR
16 GIAMANCO and RONNIE GLOMB

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